

Attorney Docket No. IP 123.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SMITH et al.

Serial No. 10/689,905

Filed: October 20, 2003

For: Bicycle Crank Assembly

Group Art Unit 3682

Examiner: Chong Hwa Kim

I hereby certify that this correspondence is being
transmitted to the United States Patent and
Trademark Office via EFS-Web, on

October 20, 2006

Date

Lisa Serdyski

Typed Name



Signature

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement dated September 20, 2006,
Applicants submit as follows:

Applicants provisionally elect Invention I and claims 1-9 encompass
Invention I.

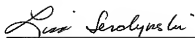
Applicants respectfully traverse the restriction requirement. Inventions I and
II are not distinct. The method claims 10 and 11 are specially adapted for making the
product recited in claims 1-9. Since the method as claimed cannot be used to make a product
different than the claimed product, the restriction requirement should be withdrawn.

Serial No. 10/689,905

Applicants reserve the right to pursue the non-elected claims in a divisional application prior to issuance of a patent on the instant application.

Respectfully submitted,

SMITH et al.

A handwritten signature in cursive script, appearing to read "Lisa J. Serdynski", is written over a horizontal line.

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